

Lynsey, S.

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CLASSY KID, INC.,

Plaintiff,

-v.-

DIXON TICONDEROGA COMPANY,

Defendant.

ECF CASE

CIVIL ACTION NO. 07-CV-11175 (GEL)

**STIPULATION AND [PROPOSED] ORDER**

WHEREAS, Plaintiff, CLASSY KID, INC. ("Plaintiff"), filed a Complaint against Defendant, DIXON TICONDEROGA COMPANY ("Defendant"), on December 11, 2007, alleging that Defendant has infringed on Plaintiff's trade dress;

WHEREAS, Plaintiff served Defendant with a Summons and a copy of the Complaint on January 8, 2008;

WHEREAS, pursuant to Rule 12(a)(1)(A) of the Federal Rules of Civil Procedure, Defendant's response to Plaintiff's Complaint was originally due to be served on Monday, January 28, 2008;

WHEREAS, the parties stipulated to an enlargement of time for Defendant to respond to the Complaint through and including February 11, 2008;

WHEREAS, the Court entered an Order approving the stipulation on or about January 30, 2008;

WHEREAS, Defendant reasonably requires additional time to review and respond to the allegations of Plaintiff's Complaint;

WHEREAS, the parties agree that a further enlargement of time for Defendant to respond to the Complaint through and including February 29, 2008 is appropriate;

Subject to the approval of the Court, it is HEREBY STIPULATED AND AGREED, by and among the parties, that Defendant's time to move, answer, or otherwise respond to the Complaint in this action is extended through and including Friday, February 29, 2008.

Dated: February 8, 2008.  
New York, New York

  
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*Counsel for Defendant,  
Dixon Ticonderoga Company*

**SO ORDERED**

BY:   
HONORABLE GERARD E. LYNCH, U.S.D.J.

Dated: Feb. 13, 2008